

No. 4932-4L-75/16255.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s Jai Dinesh Steel, Industries, Bahadurgarh (Rohtak):—

BEFORE SHRI O.P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,
FARIDABAD

Reference No. 4 of 1974

between

THE WORKMEN AND THE MANAGEMENT OF M/S JAI DINESH STEEL, INDUSTRIES,
BAHADURGARH (ROHTAK)

Present.—

Shri Rajinder Singh Dhayia, for the workmen.

Shri D. C. Chadha, for the management.

AWARD

By order No. ID/RK/239-C-73/1904, dated 22nd January, 1974, of the Governor of Haryana, the following dispute between the management of M/s Jai Dinesh Steel Industries, Bahadurgarh (Rohtak) and its workmen was referred for adjudication to this Tribunal, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

1. Whether the grades and scales of pay of the workers of the factory should be fixed ? If so, with what details ?
2. Whether the workers should be paid bonus for the years 1970-71 and 1971-72 ? If so, with what details ?

On receipt of the order of reference, usual notices were given to the parties. The management has raised a preliminary objection that its description has been wrongly given as M/s Jai Dinesh Steel Industries, Bahadurgarh. The correct description being M/s Jai Dinesh Steel Industries (P) Ltd., Bahadurgarh and, therefore, the reference is not valid.

I have heard the learned representatives of the parties. The above defect in the order of reference pointed out by the management has been conceded on behalf of the workers concerned. A perusal of demand notice dated 14th September, 1973 leading to the present reference would further reveal that the same description of the management as mentioned in the order of reference had been given in that notice.

In view of the admitted facts as discussed above, the reference cannot proceed and would, in the result, stand rejected as being invalid. The workmen concerned may seek their remedy by raising the dispute/disputes on the proper management as required by law. There shall be no order as to costs.

O. P. SHARMA,

Dated 8th May, 1975.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 794, dated 9th May, 1975

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,

Dated 9th May, 1975.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.